

Fill in this information to identify the case:

8

Debtor 1	Birch L Foley	
Debtor 2 (Spouse, if filing)	Sherrie L Foley	
United States Bankruptcy Court for the:	WESTERN	District of PA (State)
Case number	19-20098-JAD	

**Official Form 410S1****Notice of Mortgage Payment Change**

12/15

If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

Name of creditor: Lakeview Loan Servicing, LLC.

Court claim no. (if known): 10

Last 4 digits of any number you use to identify the debtor's account: 5323

Date of payment change:  
Must be at least 21 days after date of this notice 02 / 01 / 2021New total payment:  
Principal, interest, and escrow, if any \$ 907.75**Part 1: Escrow Account Payment Adjustment****1. Will there be a change in the debtor's escrow account payment?** No Yes. Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law. Describe the basis for the change. If a statement is not attached, explain why: \_\_\_\_\_

Current escrow payment: \$ 363.83

New escrow payment: \$ 334.75

**Part 2: Mortgage Payment Adjustment****2. Will the debtor's principal and interest payment change based on an adjustment to the interest rate on the debtor's variable-rate account?** No Yes. Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law. If a notice is not attached, explain why: \_\_\_\_\_

Current interest rate: \_\_\_\_\_ %

New interest rate: \_\_\_\_\_ %

Current principal and interest payment: \$ \_\_\_\_\_ New principal and interest payment: \$ \_\_\_\_\_

**Part 3: Other Payment Change****3. Will there be a change in the debtor's mortgage payment for a reason not listed above?** No Yes. Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect.)

Reason for change: \_\_\_\_\_

Current mortgage payment: \$ \_\_\_\_\_ New mortgage payment: \$ \_\_\_\_\_

Debtor 1 Birch L Foley  
First Name Middle Name Last Name

Case number (if known) 19-20098-JAD

Part 4: Sign Here

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.

*Check the appropriate box.*

I am the creditor.  
 I am the creditor's authorized agent.

**I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.**

 /s/ Ann E. Swartz

Date 12/17/2020

Signature

Print: Ann E. Swartz  
First Name Middle Name Last Name

Title Attorney for creditor

Company McCabe, Weisberg & Conway, LLC

Address 123 S. Broad Street, Suite 1400  
Number Street  
Philadelphia, PA 19109  
City State ZIP Code

Contact phone (215) 790 - 1010 Email ecfmail@mwc-law.com

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re: Birch L Foley and Sherrie L Foley Debtors	Chapter 13
Lakeview Loan Servicing, LLC., or its Successor or Assignee	Bankruptcy No. 19-20098-JAD
Movant	Related to Document Nos. 19
vs.	
Ronda J. Winnecour Birch L Foley and Sherrie L Foley Respondents	

**CERTIFICATION OF SERVICE OF NOTICE OF MORTGAGE PAYMENT CHANGE**

I, Ann E. Swartz, attorney for Lakeview Loan Servicing, LLC., hereby certify that I served a true and correct copy of the foregoing Notice of Mortgage Payment Change, by United States Mail, first class, postage prepaid, and/or electronic means, upon the following:

Date Served: December 17, 2020

Birch L Foley  
100 Crestview Dr  
Butler, PA 16001

Sherrie L Foley  
100 Crestview Dr  
Butler, PA 16001

Lawrence W. Willis  
Willis & Associates  
201 Penn Center Blvd  
Suite 310  
Pittsburgh, PA 15235  
Attorney for Debtors

Office of the United States  
Trustee  
Liberty Center.  
1001 Liberty Avenue, Suite 970  
Pittsburgh, PA 15222

Ronda J. Winnecour  
Suite 3250, USX Tower  
600 Grant Street  
Pittsburgh, PA 15219  
Trustee

/s/ Ann E. Swartz  
MARGARET GAIRO, ESQUIRE ID # 34419  
ANN E. SWARTZ, ESQUIRE ID #201926  
LAUREN M. MOYER, ESQUIRE ID # 320589  
JAMES FRENCH, ESQUIRE ID # 319597  
JOHN M. KOLESNIK, ESQUIRE ID # 308877  
Attorney for Lakeview Loan Servicing, LLC.  
123 South Broad Street, Suite 1400  
Philadelphia, PA 19109  
Telephone: (215) 790-1010  
Facsimile: (215) 790-1274  
Email: [ecfmail@mwc-law.com](mailto:ecfmail@mwc-law.com)

SHERRIE L FOLEY  
 BIRCH L FOLEY  
 C/O LAWRENCE W. WILLIS ATTY  
 201 PENN CENTER BLVD STE 310  
 PITTSBURGH PA 15235-5407

**Statement Date:** **11/27/2020**

<b>Annual Escrow Account Disclosure Statement</b>	
<b>Review Period:</b>	<b>02/2020 to 01/2021</b>
<b>Escrow Surplus/Shortage:</b>	<b>\$469.51</b>
<b>Current Mortgage Payment</b>	
<b>Principal and/or Interest:</b>	<b>\$573.00</b>
<b>Escrow (Taxes and/or Insurance):</b>	<b>\$362.49</b>
<b>Prorated Shortage:</b>	<b>\$1.34</b>
<b>Total Monthly Payment:</b>	<b>\$936.83</b>
<b>New Mortgage Payment</b>	
<b>Principal and/or Interest:</b>	<b>\$573.00</b>
<b>Escrow (Taxes and/or Insurance):</b>	<b>\$334.75</b>
<b>Total New Monthly Payment</b>	<b>\$907.75</b>
<b>Effective Due Date:</b>	<b>02/01/2021</b>

<b>Contact Us</b>	
<b>Customer Service/Pay-by-Phone</b>	<b>1.800.509.0183*</b>
<small>*Calls are randomly monitored and recorded to ensure quality service.</small>	
<b>Hours</b>	Monday - Friday: 8 a.m. to 10 p.m. EST
	Saturday: 8 a.m. to 3 p.m. EST
<b>Website:</b>	<b><a href="http://www.LakeviewLoanServicing.MyLoanCare.com">www.LakeviewLoanServicing.MyLoanCare.com</a></b>

**Autodraft Customers:** If your mortgage payment amount has changed, we'll adjust your payment for you.

**Online Bill Payment Customers:** If your mortgage payment amount has changed, you will need to contact your financial services provider to adjust your payment.

<b>Account History</b>						
Month	Activity	Projected Amount	Actual Amount	Projected Escrow Balance	Actual Escrow Balance	
February	Deposit	\$362.49	\$363.18*	\$2,034.24	\$1,172.39	
February	MIP/PMI Disbursement	\$83.85	*	\$1,950.39	\$-1,172.39	
February	MIP/PMI Disbursement		\$83.85*	\$1,950.39	\$-1,256.24	
March	Deposit	\$362.49	\$726.36*	\$2,312.88	\$-529.88	
March	MIP/PMI Disbursement	\$83.85	*	\$2,229.03	\$-529.88	
March	MIP/PMI Disbursement		\$83.85*	\$2,229.03	\$-613.73	
March	City Tax Disbursement		\$646.42*	\$2,229.03	\$-1,260.15	
April	Deposit	\$362.49	\$0.00	\$2,591.52	\$-1,260.15	
April	MIP/PMI Disbursement	\$83.85	*	\$2,507.67	\$-1,260.15	
April	City Tax Disbursement	\$646.42	*	\$1,861.25	\$-1,260.15	
April	MIP/PMI Disbursement		\$83.85*	\$1,861.25	\$-1,344.00	
May	Deposit	\$362.49	\$363.18*	\$2,223.74	\$-980.82	
May	MIP/PMI Disbursement	\$83.85	*	\$2,139.89	\$-980.82	
May	MIP/PMI Disbursement		\$83.85*	\$2,139.89	\$-1,064.67	
June	Deposit	\$362.49	\$0.00	\$2,502.38	\$-1,064.67	
June	MIP/PMI Disbursement	\$83.85	*	\$2,418.53	\$-1,064.67	
June	MIP/PMI Disbursement		\$83.85*	\$2,418.53	\$-1,148.52	
July	Deposit	\$362.49	\$363.18*	\$2,781.02	\$-785.34	
July	MIP/PMI Disbursement	\$83.85	*	\$2,697.17	\$-785.34	
July	MIP/PMI Disbursement		\$83.85*	\$2,697.17	\$-869.19	
August	Deposit	\$362.49	\$726.36*	\$3,059.66	\$-142.83	
August	MIP/PMI Disbursement	\$83.85	*	\$2,975.81	\$-142.83	
August	MIP/PMI Disbursement		\$83.85*	\$2,975.81	\$-226.68	
August	Hazard Insurance Disbursement		\$665.00*	\$2,975.81	\$-891.68	

Account History						
Month	Activity	Projected Amount	Actual Amount	Projected Escrow Balance	Actual Escrow Balance	
September	Deposit	\$362.49	\$0.00	\$3,338.30	\$-891.68	
September	MIP/PMI Disbursement	\$83.85	*	\$3,254.45	\$-891.68	
September	Other Tax Disbursement	\$1,723.17	\$1,723.17	\$1,531.28	\$-2,614.85	
September	Hazard Insurance Disbursement	\$974.00	*	\$557.28	\$-2,614.85	
September	MIP/PMI Disbursement		\$83.85*	\$557.28	\$-2,698.70	
October	Deposit	\$362.49	\$363.18*	\$919.77	\$-2,335.52	
October	MIP/PMI Disbursement	\$83.85	\$83.85	\$835.92	\$-2,419.37	
November	Deposit	\$362.49	\$3,638.30*E	\$1,198.41	\$1,218.93	
November	MIP/PMI Disbursement	\$83.85	*E	\$1,114.56	\$1,218.93	
November	Deposit		\$0.00	\$1,114.56	\$1,218.93	
November	MIP/PMI Disbursement		\$81.86*	\$1,114.56	\$1,137.07	
December	Deposit	\$362.49	\$363.83*E	\$1,477.05	\$1,500.90	
December	MIP/PMI Disbursement	\$83.85	\$81.86*E	\$1,393.20	\$1,419.04	
January	Deposit	\$362.49	\$363.83*E	\$1,755.69	\$1,782.87	
January	MIP/PMI Disbursement	\$83.85	\$81.86*E	\$1,671.84	\$1,701.01	
	Total Deposits	\$4,349.88	\$7,271.40			
	Total Disbursements	\$4,349.79	\$4,034.82			
Account Balance as of 01/31/2021						<b>\$1,701.01</b>

An asterisk (\*) appearing next to the amount indicates a difference from projected activity either in the amount or the date. The letter "E" next to an amount indicates that the payment or disbursement has not yet occurred, but is estimated to occur on the date shown.

Last year we anticipated that Disbursements would be made from your Escrow Account during the period equaling \$4,349.79. Your lowest monthly mortgage loan balance should not have exceeded \$557.28, which is either 1/6 (also equal to no more than two months) of the total projected payments from the account as required by federal law or the reasonable amount required by state law or the amount required by the mortgage contract. Your actual lowest monthly balance was equal to or greater than \$-2,698.70. The items with an asterisk on your Account History may explain this. For further explanation, call our toll-free number shown under the Contact Us section on this statement.

Total Anticipated Annual Disbursement							
Tax	Item	Annual Expense	Anticipated Date(s) of Payment	Insurance	Item	Annual Expense	Anticipated Date(s) of Payment
City Tax Disbursement		\$646.42	April 2021	MIP/PMI Disbursement		\$81.86	February 2021
School Tax Disbursement		\$1,723.17	September 2021	MIP/PMI Disbursement		\$81.86	March 2021
				MIP/PMI Disbursement		\$81.86	April 2021
				MIP/PMI Disbursement		\$81.86	May 2021
				MIP/PMI Disbursement		\$81.86	June 2021
				MIP/PMI Disbursement		\$81.86	July 2021
				MIP/PMI Disbursement		\$81.86	August 2021
				MIP/PMI Disbursement		\$81.86	September 2021
				Hazard Insurance Disbursement		\$665.00	September 2021
				MIP/PMI Disbursement		\$81.86	October 2021
				MIP/PMI Disbursement		\$81.86	November 2021
				MIP/PMI Disbursement		\$81.86	December 2021
				MIP/PMI Disbursement		\$81.86	January 2022

Total Anticipated Annual Disbursement = **\$4,016.91**

Account Projections						
Month	Projected Payments	Disbursements	Description	Projected Escrow	Required Escrow	
	Projected	Projected	Description	Account Balance	Account Balance	
February	\$334.75	\$81.86	Beginning Balance	<b>\$1,701.01</b>	<b>\$1,517.25</b>	
March	\$334.75	\$81.86	MIP/PMI Disbursement	\$1,953.90	\$1,770.14	
April	\$334.75	\$81.86	MIP/PMI Disbursement	\$2,206.79	\$2,023.03	
April		\$646.42	City Tax Disbursement	\$2,459.68	\$2,275.92	
May	\$334.75	\$81.86	MIP/PMI Disbursement	\$1,813.26	\$1,629.50	
June	\$334.75	\$81.86	MIP/PMI Disbursement	\$2,066.15	\$1,882.39	
July	\$334.75	\$81.86	MIP/PMI Disbursement	\$2,319.04	\$2,135.28	
August	\$334.75	\$81.86	MIP/PMI Disbursement	\$2,571.93	\$2,388.17	
September	\$334.75	\$81.86	MIP/PMI Disbursement	\$2,824.82	\$2,641.06	
September		\$81.86	MIP/PMI Disbursement	\$3,077.71	\$2,893.95	
September		\$1,723.17	Other Tax Disbursement	\$1,354.54	\$1,170.78	
September		\$665.00	Hazard Insurance Disbursement	\$689.54	\$505.78	
October	\$334.75	\$81.86	MIP/PMI Disbursement	\$942.43	\$758.67	
November	\$334.75	\$81.86	MIP/PMI Disbursement	\$1,195.32	\$1,011.56	
December	\$334.75	\$81.86	MIP/PMI Disbursement	\$1,448.21	\$1,264.45	
January	\$334.75	\$81.86	MIP/PMI Disbursement	\$1,701.10	\$1,517.34	

Your Projected Escrow Account Balance as of 01/31/21 is \$1,701.01. Your Required Beginning Escrow Balance according to this analysis should be \$1,517.25. This means you have a surplus of \$469.51. This surplus must be returned to you unless it is less than \$50.00, in which case we have the additional option of keeping it and lowering your monthly payments accordingly. Due to the delinquent status of your account, we will retain your remaining surplus.

### **Balance Your Escrow Account**

Each year your account is reviewed to make sure there is enough money to pay your property taxes and/or insurance. To do that, federal law allows us to require a minimum balance in your account. This cash reserve helps to cover any increase in taxes and/or insurance. Subject to state law limits, your minimum balance normally equals the amount of your escrow payments for about two months. The payments made to and from your escrow account last year help predict your account activity for next year. Last year's activity also helps predict what your lowest account balance is likely to be. To balance your escrow account, we compare what your lowest account balance will likely be next year with your minimum required balance. The difference between those two numbers tells us if you need to deposit additional funds or if we will provide a refund. Any refund over \$50 will be returned to you.

\$505.78	Your minimum required balance
\$689.54	Your projected lowest account balance for September
\$469.51	Your escrow account surplus/shortage



P.O. Box 8068 | Virginia Beach, VA 23450

## Understanding Your Escrow Changes

Over the past few years, we've worked to simplify our escrow statement. Now, understanding your escrow information is even easier. In this letter, we're breaking down your statement even further to explain the changes in your escrow account information.

-  Read ahead to see your escrow payment breakdown and your projected disbursements
-  Get answers to some of our most frequently asked questions about escrow accounts
-  See how to view your escrow information online

### Your Payment Information

Your current total monthly mortgage payment is \$936.83. Your total amount due will change by \$29.08. Your new total monthly payment will be \$907.75, effective 02/01/2021.

### Your Escrow Surplus

Your projected escrow account balance as of 01/31/21 is \$1,701.01. Your required beginning escrow balance according to this analysis should be \$1,517.25. This means you have a surplus of \$469.51.

-  A surplus or shortage in your escrow account commonly occurs when:

- > The projected amount at closing increases or decreases
- > Your property taxes increase or decrease
- > Your homeowners insurance increases or decreases
- > You change your homeowners insurance company
- > We pay delinquent taxes on your behalf

If you have questions about an increase in your property taxes or insurance premiums, please contact your local taxing authority or insurance agent.

### Your Surplus

If you have a surplus of more than \$50.00:

- > As long as your loan is current, we will issue you a check for the surplus amount. If your loan is current and your surplus check is not enclosed with your Annual Escrow Account Disclosure Statement, you can expect to receive it soon.

If you have a surplus of less than \$50.00:

### FREQUENTLY ASKED QUESTIONS

#### I thought I had a fixed rate. Why did my payment change?

Your mortgage payment is made up of two parts: your loan payment (principal and interest) and your escrow payment (taxes and insurance). Your loan payment does not increase or decrease unless you have an adjustable rate mortgage (ARM). The portion of your monthly mortgage payment that goes toward escrows (taxes, homeowners and/or mortgage insurance) will change based on your projected amounts due to be paid.

#### Your Mortgage Payment



\* Your escrow payment may consist of the items in the three categories shown in gray.

Please note: this chart is provided for demonstration purposes only and is not intended to represent the specific amount you have in each category.

#### Why is there extra money in my escrow account?

Your escrow account makes sure you have money set aside to pay the necessary taxes and insurance.

A certain amount of the funds in your escrow account are designated to help keep your account from going negative. We call that an escrow cushion.



P.O. Box 8068 | Virginia Beach, VA 23450

## Check Your Information Online

Visit [www.LakeviewLoanServicing.MyLoanCare.com](http://www.LakeviewLoanServicing.MyLoanCare.com) to:

- > View your current escrow account balance
- > View your payment information
- > View your estimated tax disbursement amounts
- > View your insurance premiums
- > Enroll for email notifications when escrow disbursements are made

## If You Need Assistance



Our representatives are ready to assist you should you need further information or have additional questions or concerns. Call 1.800.509.0183 Monday-Friday, 8:00 A.M.-10:00 P.M. Eastern Time, and Saturday, 8:00 A.M.-3:00 P.M. Eastern Time.

Sincerely,

Escrow Department  
Lakeview Loan Servicing, LLC  
NMLS ID 2916

*This summary is not a substitute for the Annual Escrow Account Disclosure Statement and it is important that you still review the enclosed Annual Escrow Account Disclosure Statement in its entirety.*

**TO THE EXTENT THE FAIR DEBT COLLECTION PRACTICES ACT (FDCPA) IS APPLICABLE, PLEASE BE ADVISED THAT THIS COMMUNICATION IS FROM A DEBT COLLECTOR AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

**TO THE EXTENT YOUR OBLIGATION HAS BEEN DISCHARGED IN BANKRUPTCY, IS SUBJECT TO THE AUTOMATIC STAY OR IS PROVIDED FOR IN A CONFIRMED PLAN, THIS COMMUNICATION IS FOR INFORMATIONAL PURPOSES ONLY, AND DOES NOT CONSTITUTE A DEMAND FOR PAYMENT OR AN ATTEMPT TO IMPOSE PERSONAL LIABILITY FOR SUCH OBLIGATION.**

## How can I lower my escrow?

You may seek additional insurance quotes while maintaining the required coverage. You may contact your taxing authorities and ensure that you have taken advantage of all applicable exemptions. If you are able to reduce the cost of your insurance and/or are approved for an exemption, please make sure to provide us updated information.

## Can I prepay my escrow so that my payments don't change?

No. You are required to pay 1/12<sup>th</sup> of each escrowed item monthly with your principal and interest payment.